Preserved

App. F. IX-4

Previous References

193 0 .
(L.R.)

File No. 23-29

Serial Nos. 1-4

Later References

Regis. 11-31 52-1

preserve--

P"LF

General and Revenue Secretariat.

Serial Nos. 4

Part B for June 1930.

SUBJECT

Grant of encumbrance Certificate

S.C.4. No. G. 14520-30 dt. 16.6.1930.

To The Regr. of Co. operative Societies in person
" President L.R. Bank
" I.G. of Registration in person
" Deputy Comrs of Dists.

Records the above communication from the I.G. of Registration.

Apl 17

JR

856

68/15
R M

G. R. S. APP F. III—1] 1929-30

GENERAL AND REVENUE SECRETARIAT.

Land Mortgage Banks

NOTES.

File No. 23-29

FILE HEADING.

Grant of encumbrance certificates

FROM

The Registrar of Cooperative Societies.

No. 61-39 CS Dated 3.5.1930 Received 5/5/30

Diary No. 68/15 Enclos. 2 Spare copies — Serial No. 1

BRIEF ABSTRACT OF LETTER.

forwards in original letter of 1st/2nd May 1930 from the President, the Mysore Cooperative Land Mortgage Bank Ltd. and requests that provision may be made for the grant of encumbrance certificate by the Sub Registrars on the Registration of the Bank & the primary Land Mortgage Societies.

NOTES AND ORDERS.

Submitted draft calling for the opinion of the I.G. of Registration.

6/5/30

1) Opn for approval

Ch. Lee)

7-5-30

2) Issue and send the file for information to the Board (Regn)

8/5

8/5-

CHIEF SECRETARY,
7 MAY 1930

NOTES—First Sheet.

WD 01663—GPB—5,000—3-5-29

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App. F. III--2]

General and Revenue Secretariat. G.S.M File No. 23 of 1929.

Serial No.	
2	To The S.R.& Registration No Q 13457 dt 14.5.30 encls t.r. for obsn.

5797/K
B V

Fwd. Secty) KP 15.5.30

4/ Please see para 3 supra. The file will be returned to G.M Branch after perusal.

Sd/- 16/5 illegible
16.5.30

AD 16.5.30

Fldsen)

5) h 22/5

Secretary

Sec A JBM KP 23/5/30 3

From the Inspector Genl of Registration No C.R. 467/29-30 of 27.5.30.

States that for encumbrance certificates no separate fees are charged except search fees & that as the co-operative societies have been exempted from the levy of search fees ~~[illegible]~~ as well as all fees under the Laws of Registration, & the Land Mortgage Bank & Co-operative Institute, there is no necessity to frame any separate rules.

6/ Subd for perusal with a draft

JBM KP 30/5/30

NOTE—Contn. sheet.

30 VD 065—GPB—30,000—26-7-29

915

General and Revenue Secretariat

App. F. III—2] (3

File No. Rev: — 23 of 1929

Serial No.	
	1/ Opi: for approval A. Lee Ca 31. 5. 30
	CHIEF SECRETARY 1 MAY 1930
	8/ Bottle to record the papers by means of a G. O. which could be communicated to all concerned—— Rev 2/6. Ca 2/6
	1926 6/6
	9/ Draft subd. JBK 2/6 (A. Lee.) Opi: for approval Ca 5. 6. 30
	CHIEF SECRETARY 5 JUNE 1930
	Dlmd Member) Rev 6/6
	Ca 6/6/30
	Issue Rev 6/6
4	30 Ger Registrar & Cooperatives Ger President Co. Soc. Bank Ger D. Q & Registration Ger Deputy Comm's & Bds. No Q 145.20-30 dt 16.6.1930 Records to show Comm receipt.
	JBK 17/6/30

Note—Contn. Sheet

No.61:39

Fin 6815

DEPARTMENT OF CO-OPERATION.

GOVERNMENT OF MYSORE.

OFFICE OF THE REGISTRAR OF CO-OPERATIVE SOCIETIES IN MYSORE.

Telegraphic Address:
"CO-OPERT"
BANGALORE

Dated Bangalore, 3rd May 1930.

Y.M. 23-29-1

FROM

K. H. RAMAYYA, ESQ., B.A., BAR-AT-LAW,
REGISTRAR OF CO-OPERATIVE SOCIETIES
IN MYSORE, BANGALORE.

4/5/30

To

N.Madhava Rao,Esq.,B.A.,B.L.,
Chief Secretary to the Government of Mysore,
Bangalore.

Sir,

In forwarding herewith letter No.1602 dated 1st/2nd May 1930 addressed to you together with the enclosure thereto received from the President, The Mysore Co-operative Land Mortgage Bank,Ltd.,Bangalore City,I have the honour to request that Government may be pleased to provide for the grant of encumbrance certificates by the Sub-Registrars on the requisition of the Bank and the primary Land Mortgage Societies.

I have the honour to be,
Sir,
Your most obedient servant,

K H Ramayya
Registrar.

WHILE REPLYING PLEASE REFER TO
No. 1602/Encl. 1

BANGALORE CITY,

DATED 1st May 1930
2nd

From

Rajasabhabhushana K. R. SRINIVASIENGAR, Esq., M.A.,
President, The Mysore Co-operative Land Mortgage Bank, Ltd.,
BANGALORE CITY.

OFFICE OF THE REGISTRAR OF CO. CO. SOCIETIES
No. 6072
2 MAY 1930

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
B A N G A L O R E.
(Through the Registrar of Co-operative Societies)

Sir,

In forwarding herewith a copy of resolution No.7 recorded at the meeting of the Board of Directors of this Bank held on 26th ultimo, I have the honour to state that before loans are sanctioned by the Bank to the applicants on the mortgage of their properties it is necessary for the Bank to satisfy itself by reference to the registers in the Sub-Registrar's office that the properties offered as security are free from prior encumbrance. In the case of Takavi loans issued by the Revenue Officers provision has been made in the Rules (vide Rule XVII of the General Rules issued with Government Notification No.R.4319/Agri.91-08-4 dated 2nd January 1909) for the grant of encumbrance certificates by the Sub-Registrars on the requisition of Amildars and other officers empowered to sanction the loans. I request that Government may be pleased to make a similar provision in respect of loans granted by the Land Mortgage Bank, especially as these loans are fully guaranteed by Government and any defect in the title of the debtors to the properties mortgaged by them will seriously affect the interests of Government.

I have the honour to be,
Sir,
Your most obedient servant,

R.S.

PRESIDENT.

Copy of resolution No.7 recorded at the meeting of the Board of Directors of the Mysore Co-operative Land Mortgage Bank, Limited, Bangalore City, held on 26th April 1930.

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* * * * * *

" Resolved that Government be moved to instruct the Sub-Registrars to grant encumbrance certificates free of charge in respect of lands proposed to be mortgaged to the Bank and that, pending the receipt of Government Orders in the matter, the Valuators be directed to make the necessary search themselves and certify to the result of such search in the report to be submitted by them on each loan application."

* * * * * *

" Copy "

R.S.

PRESIDENT.

Appendix F G—1

1

SUBJECT.....

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Section L M

File No. L 3-29

Serial No. 2

No. G. 13457/ End 2

Diary No. of letter replied to..... 6815

General and Revenue Secretariat

( )

the *193*

To The D. G. of Registration

Sir

Date of issue 14.5.30

Signed by..... Mr. C. E. N.

In forwarding herewith ~~a copy~~ copies of letter No 61-39 G and its enclosures dated 3.5.1930 from the Registrar of Co-operative Societies regarding ~~a copy of its enclosures~~, about the grant of encumbrance Certificate on the conversion of the L. M. Bank into former L. M. Societies, I am directed to request you kindly to send as to favour soon as possible your opinion on the proposal at an early date over.

List of enclosures.....

Copied by..... CN 10-5-30

Examined by.....

WD 02327—GPB—6,000—15-4-30

JAR 6/5

on 7/5 ... MR. in Circular Order

915

GOVERNMENT OF MYSORE.

REGISTRATION DEPARTMENT.

No. R.467/29-30

Encl .....

OFFICE OF THE INSPECTOR-GENERAL OF REGISTRATION IN MYSORE,

Bangalore, dated 27th May 1930

7392

From

S.P. RAJAGOPALACHARI, ESQ., B.A., B.L.,
Inspector-General of Registration
in Mysore, B a n g a l o r e.

To
CHIEF SECRETARY
27 MAY 1930

N. MADHAVA RAO, ESQ., B.A., B.L.,
Chief Secretary to the Government
of His Highness the Maharaja of Mysore,
B a n g a l o r e.

Sir

With reference to your letter No.G.13457/L.M.23-29-2 dated 14th May 1930 requesting me to furnish my opinion in the matter of framing certain rules to provide for the grant of encumbrance certificates by the Sub-Registrars free of charge in respect of Loans granted by the Mysore Land Mortgage Bank and Primary Land Mortgage Societies as in the case of Takavi Loans, I have the honour to state that for encumbrance certificates no separate fees are levied except search fees. Under Government Notification No.Fl.1300-B.51-09-2, dated 9th September 1910 Co-operative Socities are exempt from payment of all fees levied under the Law of Registration subject to certain restrictions. The words (all fees) include search fees also. This exemption is included in the Table of Registration fees as Article XIII (5) of the revised Registration Manual Parts I to III.

Under the Regulation V of 1929 amending the Mysore Co-operative Societies Regulation 1919, the Land Mortgage Bank is a Bank or a Society formed under the Co-operative Societies Regulation. Hence the exemption granted to Co-operative Societies applies to Land Mortgage Banks also. I am therefore of the opinion that there is no necessity for framing any separate rules.

I have the honour to be,
Sir,
Your most obedient servant,

S.P. Rajagopal

Inspector-General of Registration

G.R.S. App. F VI G-2]

9

SUBJECT.....

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Diary No. of letter replied to 7392

Sec L M

File No. 23–29

Serial No. 4

General and Revenue Secretariat

( )

the *192* .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 16.6.30

Signed by Mr C&N.

Read –

Letter no. 61-29 C/S 3.5.30 from the Registrar Cooperative Societies forwarding in original letter no 16029 1st/2nd may 1930 from the President, Mysore ~~Order Thereon No.~~ Cooperative Land Mortgage Bank, requesting that provision may be made for the grant of encumbrance certificates by Sub Registrars free of cost on the requisition of the Land Bank or the Primary Land Societies,

2

May this be

i Printed?

ii treated as a standing order ?

iii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

2 Correspondence
ending with letter no
CK 467/29-30 of 27th
May 1930 from the L.S.J.
Registration in regard
stating that no separate
fees are charged for encumbrance
Certificates except search
fees and that as the
Cooperative Societies have
been exempted from the
levy of search fees as well
as all fees under the Land
Registration under sort
note no JL 1300/B 57-09-2
of 9.9.1910 and that as
the Land Mortgage Bank is
a cooperative institution
there is no necessity to frame new
any special rules

List of enclosure.

Copied by

Examined by

DR no 9.14520-30 of 6/6/30

Recorded

WD 079—GPB—8000—10-10-29

To The Reg. Coop Soc
The Pres. Land Bank
The Dy. Registrar
for Dy. Reg. Coop Soc

Proceedings of the Government of His Highness

the Maharaja of Mysore.

Read -

Letter No. 61-39 C.S. dated 3rd May 1930, from the Registrar of Co-operative Societies, forwarding in original letter No.1608 dated 1st/2nd May 1930, from the President, Mysore Co-operative Land Mortgage Bank, requesting that provision may be made for the grant of encumbrance certificates by Sub Registrars free of cost on the xxqux requisition of the Land Mortgage Bank or the Primary Land Mortgage Societies.

2. Correspondence ending with letter No. C.R. 467/29-30 dated 27th May 1930, from the Inspector General of Registration in Mysore stating that no separate fees are charged for encumbrance certificates except search fees and that as the Co-operative Societies have been exempted from the levy of search fees as well as all fees under the Law of Registration under Government Notification No. Fl. 1300/B. 61-09-2 dated 9th September 1910 and as the Land Mortgage Bank is a co-operative institution there is no necessity to issue any special rules.

O r d e r No. C. 4520-30/Rev 23-29-4

Dated, Bangalore 16th June 1930.

R e c o r d e d.

For Chief Secretary to Government.

To

The Registrar of Co-operative Societies in Mysore.
The President, Land Mortgage Bank.
The Inspector General of Registration in Mysore.
The Deputy Commissioners of Districts.